

REGULAR MEETING of the Burrillville Town Council held Wednesday, July 9, 2014 at 7:00 P.M. in Council Chambers, Town Building, 105 Harrisville Main St., Harrisville for and within the Town of Burrillville.

PRESENT: Council President Nancy F. Binns and Councilors Wallace F. Lees, Edward J. Blanchard, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Stephen N. Rawson

MEMBERS ABSENT: None

1. Council President Nancy F. Binns led those present in pledging allegiance to the flag.

2. VOTED to accept the minutes of the regular meeting held June 25, 2014 and dispense with the reading of said minutes.

Motion by Councilor Wallace F. Lees. Seconded by Councilor David J. Place. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Edward J. Blanchard, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Stephen N. Rawson.

3. Public Comment

Note: Item 14-169 was taken up at this point on the agenda.

14-169 Correspondence from William R. Habershaw regarding his request to speak to the Burrillville Town Council about maintenance of property for sale.

Mr. Habershaw explained that an unoccupied, neglected property in his neighborhood is creating concerns related to public safety and vandalism. Mr. Habershaw asked the Town Council to consider adopting an ordinance to address these issues.

4. General Good and Welfare of the Town of Burrillville

Councilor David J. Place announced The Sgt. Leonard G. Bailey Memorial 1st Annual Bike Run scheduled for September 27, 2014.

Council President Nancy F. Binns announced that the Animal Control Division would be honored at the 2014 Rhode Island Monthly “Best of Rhode Island” ceremony.

5. Special Business:

14-165 VOTED to open the citations recognizing participants in the 2014 Burrillville Gloucester Relay for Life.

Motion by Councilor Wallace F. Lees. Seconded by Councilor David J. Place. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees,

Edward J. Blanchard, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Stephen N. Rawson.

Discussion: Committee person Lynn Clark commented on the success of the 2014 Relay for Life, acknowledging the efforts of the Parks & Recreation Department and the Department of Public Works. Citations were presented to Relay for Life members Jan Berlinsky, Lisa Mandeville, Sue Connolly, Heather Hopkins, Cheryl Tarlaian, Bill Latendresse, Lisa Simpson, Richard Nolan, Scott Connolly, Amanda Farley and Lynn Clark.

14-166 Application from Veronica Huguenin for a Special Event Victualing License to apply at ParaCon on July 19 and 20, 2014 and the Burrillville Arts & Crafts Festival on September 13 and 14, 2014; on property owned by the Board of Administration.

VOTED to grant; on the condition of completion of all stipulations.

Motion by Councilor Wallace F. Lees. Seconded by Councilor Edward J. Blanchard. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Edward J. Blanchard, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Stephen N. Rawson.

6. Petitions:

14-167 VOTED to open the petition from Anthony Arrigo for compensation for injuries and damages sustained at the intersection of East Avenue and Broncos Highway on or about June 4, 2014.

Motion by Councilor Wallace F. Lees. Seconded by Councilor Edward J. Blanchard. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Edward J. Blanchard, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Stephen N. Rawson.

VOTED to deny the petition based on the fact that 107 and 102 and East Avenue are not town roads.

Motion by Councilor Stephen N. Rawson. Seconded by Councilor Kimberly Brissette Brown. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Edward J. Blanchard, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Stephen N. Rawson.

7. Public Hearing: None

8. Unfinished Business:

14-157 VOTED to table indefinitely the correspondence from Colonel Stephen J. Lynch, Chief of Police, regarding his request for funding for Power DMS Accreditation Software, as requested by Colonel

Lynch.

Motion by Councilor Wallace F. Lees. Seconded by Councilor Stephen N. Rawson. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Edward J. Blanchard, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Stephen N. Rawson.

14-159 VOTED to open the request from Councilman David J. Place to discuss assessing charges for dispatch services to local fire districts.

Motion by Councilor David J. Place. Seconded by Councilor Edward J. Blanchard. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Edward J. Blanchard, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Stephen N. Rawson.

Discussion: The matter of assessing charges for dispatch services to local fire districts was discussed.

VOTED to receive and file.

Motion by Councilor Stephen N. Rawson. Seconded by Councilor Wallace F. Lees. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Edward J. Blanchard, Kimberly Brissette Brown,

John F. Pacheco III, David J. Place and Stephen N. Rawson.

14-160 VOTED to open the request from Councilman David J. Place to discuss the possible sale of the Recreation Department building.

Motion by Councilor David J. Place. Seconded by Councilor Stephen N. Rawson. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Edward J. Blanchard, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Stephen N. Rawson.

Discussion: The matter of selling the Recreation Department building was discussed.

VOTED to ask the Administration to look into the possibility of housing the Recreation Department elsewhere.

Motion by Councilor David J. Place. Seconded by Councilor Stephen N. Rawson. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Edward J. Blanchard, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Stephen N. Rawson.

9. New Business:

14-168 VOTED to open the correspondence from Joe Casali

Engineering, Inc. regarding the feasibility of restoring the existing brown house at the Spring Lake Beach Recreational Facility.

Motion by Councilor Wallace F. Lees. Seconded by Councilor David J. Place. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Edward J. Blanchard, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Stephen N. Rawson.

VOTED to choose Option “B”, which is to raze the current building and begin appropriate permitting and plans for a new building.

Motion by Councilor David J. Place. Seconded by Councilor Kimberly Brissette Brown. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Edward J. Blanchard, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Stephen N. Rawson.

VOTED to appropriate \$40,000 for permitting and planning for removing the old structure and beginning plans for the new one to be taken from the major capital fund.

Motion by Councilor Stephen N. Rawson. Seconded by Councilor David J. Place. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Edward J. Blanchard, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Stephen N. Rawson.

14-169 Correspondence from William R. Habershaw regarding his request to speak to the Burrillville Town Council about maintenance of property for sale.

Note: Item 14-169 was taken up earlier on the agenda.

14-170 Correspondence from Jeffrey Partington, President, Woonsocket Teachers' Guild, regarding RISE Mayoral Academy.

MOTION to receive and file.

Motion by Councilor David J. Place. Seconded by Councilor Stephen N. Rawson.

Discussion: The provisions of the proposal were discussed.

The motion failed, one in favor, six opposed. Voting in favor of the motion was Councilor David J. Place. Voting in opposition were Council President Nancy F. Binns and Councilors Wallace F. Lees, Edward J. Blanchard, Kimberly Brissette Brown, John F. Pacheco III and Stephen N. Rawson.

VOTED to support a resolution that would oppose the creation of the Mayoral Academy; and to adopt the resolution attached to the agenda item.

Motion by Councilor Kimberly Brissette Brown. Seconded by Councilor Wallace F. Lees. The motion carried, six in favor, one opposed. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Edward J. Blanchard, Kimberly Brissette Brown, John F. Pacheco III and Stephen N. Rawson. Councilor David J. Place voted in opposition.

The resolution, as adopted, follows:

**Resolution to Support the Exclusion of the Town of Burrillville
as a Proposed Sending District
to the RISE Mayoral Academy Charter School**

WHEREAS, the Town of Burrillville contributes a significant portion of local revenue derived from property taxes to the education of students in the district's public schools; and

WHEREAS, Rhode Island state law mandates that the local school district pays the annual per pupil expenditure, which includes a significant taxpayer contribution toward a student's tuition to attend privately operated charter schools and mayoral academies; and

WHEREAS, student enrollment in privately operated charter schools and mayoral academies does not require approval from local school committees and town councils; and

WHEREAS, tuitions paid to charter schools will burden local budgets; and

WHEREAS, Burrillville's investment in its own public schools has clearly resulted in substantially increased student achievement as evidenced by multiple measures of student success; and

WHEREAS, the proposed RISE Mayoral Academy charter school application identifies the Town of Burrillville as a participating town/sending district in its charter application.

BE IT RESOLVED, that the Burrillville Town Council affirms its commitment to carefully examine all proposed new charter schools and mayoral academies by considering the impact that such new schools will have on the quality of education for all of the students in the community, and

BE IT FINALLY RESOLVED, that the Burrillville Town Council declares its opposition to the inclusion of the Town of Burrillville as a participating town/sending district to the RISE Mayoral Academy.

14-171 Correspondence from John P. Mainville, Finance Director, regarding his recommendations.

VOTED to approve of abatements (\$621.56) for the period covering February 13, 2014 to June 30, 2014.

Motion by Councilor Wallace F. Lees. Seconded by Councilor Edward J. Blanchard. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Edward J. Blanchard, Kimberly Brissette Brown, John F.

Pacheco III, David J. Place and Stephen N. Rawson.

VOTED to receive and file the additions (\$69.68) for the period covering February 13, 2014 to June 30, 2014.

Motion by Councilor Wallace F. Lees. Seconded by Councilor David J. Place. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Edward J. Blanchard, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Stephen N. Rawson.

14-172 VOTED to open the correspondence from Council President Nancy F. Binns regarding the Planning Charrette stipulated in the Town Council Goals & Objectives.

Motion by Councilor David J. Place. Seconded by Councilor Edward J. Blanchard. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Edward J. Blanchard, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Stephen N. Rawson.

MOTION to approve moving forward with the Charrette series with funding from the 2015 Budget Contingency Fund.

Motion by Councilor Kimberly Brissette Brown. Seconded by Councilor Wallace F. Lees. The vote on the motion was unanimous.

Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Edward J. Blanchard, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Stephen N. Rawson.

14-173 VOTED to open the correspondence from Stephen N. Rawson regarding his request to discuss the Ordinance Subcommittee's planned agenda and the issue of the method of setting the Ordinance Subcommittee's agenda.

Motion by Councilor David J. Place. Seconded by Councilor Wallace F. Lees. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Edward J. Blanchard, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Stephen N. Rawson.

Discussion: Councilor Stephen N. Rawson commented on the July 10, 2014 Ordinance Subcommittee agenda and the procedure for setting the agenda. The inclusion of the historic stone wall ordinance was reviewed.

VOTED to request that the Ordinance Subcommittee table this (historic stone wall ordinance) forever.

Motion by Councilor Stephen N. Rawson. Seconded by Councilor David J. Place. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors

Wallace F. Lees, Edward J. Blanchard, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Stephen N. Rawson.

14-174 VOTED to open the correspondence from Michael C. Wood, Town Manager, regarding proposed changes to the classification plan.

Motion by Councilor David J. Place. Seconded by Councilor Stephen N. Rawson. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Edward J. Blanchard, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Stephen N. Rawson.

Discussion: Michael C. Wood, Town Manager, reviewed the changes to the classification plan. The matter was discussed.

VOTED to approve the recommended classification from Director of Library Sciences to Library Director.

Motion by Councilor Kimberly Brissette Brown. Seconded by Councilor Wallace F. Lees. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Edward J. Blanchard, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Stephen N. Rawson.

VOTED to accept the plan changing Librarian (for Children/Young

Adults) which were two part-time positions to Supervising Librarian.

Motion by Councilor Kimberly Brissette Brown. Seconded by Councilor Wallace F. Lees. The motion carried, six in favor, one opposed. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Stephen N. Rawson. Councilor Edward J. Blanchard voted in opposition.

VOTED to approve the classification as recommended from Librarian (Reference/Technical Services) to Reference Specialist; and also the change from Head Circulation Librarian to Head of Circulation.

Motion by Councilor Kimberly Brissette Brown. Seconded by Councilor Wallace F. Lees. The motion carried, six in favor, one opposed. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Stephen N. Rawson. Councilor Edward J. Blanchard voted in opposition.

VOTED to accept the classification of the position of Library Assistant III which has been added.

Motion by Councilor Kimberly Brissette Brown. Seconded by Councilor Wallace F. Lees. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors

Wallace F. Lees, Edward J. Blanchard, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Stephen N. Rawson.

VOTED to add the Buildings and Grounds Supervisor and also base it on the Town Manager's proposed wage.

Motion by Councilor David J. Place. Seconded by Councilor John F. Pacheco III. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Edward J. Blanchard, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Stephen N. Rawson.

Note: The Classification Plan – Town of Burrillville, as adopted, effective July 1, 2014, is on file with the record of the meeting.

10. Town Clerk/Communication:

14-175 VOTED to open the correspondence from Rhode Island DEM regarding the replacement of Shippee Bridge No. 307

Motion by Councilor Edward J. Blanchard. Seconded by Councilor David J. Place. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Edward J. Blanchard, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Stephen N. Rawson.

Mark St. Pierre, Harrisville Fire District Fire Chief, commented on his concerns that the project may be delayed due to issues with federal funding and requested that the Town Council contact our legislative delegation to ensure that the bridge project stays on forefront. The matter was discussed.

VOTED to contact our general assembly legislative delegation to ascertain if they can ensure that the state keeps this project at the top of their list of projects; and to have that passed on to our Congressional delegation.

Motion by Councilor David J. Place. Seconded by Councilor Kimberly Brissette Brown. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Edward J. Blanchard, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Stephen N. Rawson.

14-176 VOTED to receive and file the correspondence from Rhode Island State Traffic Commission regarding passing zones on Douglas Pike (Route 7) from Brayton Road in Smithfield to Victory Highway in Burrillville.

Motion by Councilor Edward J. Blanchard. Seconded by Councilor David J. Place. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Edward J. Blanchard, Kimberly Brissette Brown,

John F. Pacheco III, David J. Place and Stephen N. Rawson.

14-177 VOTED to receive and file the correspondence from Rhode Island DEM to Burrillville Sewer Commission regarding industrial pretreatment regulation transfer to Burrillville Sewer Commission.

Motion by Councilor David J. Place. Seconded by Councilor Edward J. Blanchard. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Edward J. Blanchard, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Stephen N. Rawson.

11. Additional New Business:

14-178 VOTED to grant the request for executive session from Council President Nancy F. Binns, pursuant to Rhode Island Open Meeting Law [§42-46-5 (a)(2)] for review, discussion and considerations related to collective bargaining – Burrillville Teacher's Association; and [§42-46-5(a)(2)] for discussion and action relative to employee pension litigation.

Motion by Councilor Wallace F. Lees. Seconded by Councilor Edward J. Blanchard. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Edward J. Blanchard, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Stephen N. Rawson.

There was a recess before executive session.

The Town Council returned to open session at 8:48 P.M.

VOTED to seal the minutes of executive session noting that no votes had been taken.

Motion by Councilor Wallace F. Lees. Seconded by Councilor Edward J. Blanchard. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Edward J. Blanchard, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Stephen N. Rawson.

14-179 Correspondence from Council President Nancy F. Binns relative to ratification of the Burrillville Teacher's collective bargaining agreement.

VOTED to ratify the agreement as presented this evening.

Motion by Councilor Edward J. Blanchard. Seconded by Councilor Kimberly Brissette Brown. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Edward J. Blanchard, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Stephen N. Rawson.

12. VOTED to adjourn at 8:48 P.M.

Motion by Councilor Edward J. Blanchard. Seconded by Councilor Wallace F. Lees. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Edward J. Blanchard, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Stephen N. Rawson.

The meeting was recorded.

Louise R. Phaneuf, Town Clerk